

10/550013

P28506.A01

JC20 Rec'd PCT/PTO 23 SEP 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Rudolf FAHRIG et al.

Group Art Unit:

Appln. No. : Not Assigned Yet

Examiner:

Filed : Concurrently Herewith

For : USE OF 5-SUBSTITUTED NUCLEOSIDES FOR REINFORCING THE
APOPTOTIC EFFECT OF CYTOSTATIC DRUGS

**PRELIMINARY AMENDMENT
AND
COVER LETTER SUBMITTING AMENDED PAGES OF APPLICATION
AND
ENGLISH TRANSLATION OF ANNEX**

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop _____
Randolph Building
401 Dulany Street
Alexandria VA 22314

Sir:

Enclosed please find a copy of the International Preliminary Examination Report - Form PCT/IPEA/409 (hereinafter "Report") which was drawn on the originally filed description and drawings, and claims 1-7, and includes as an Annex amended pages 1-2 including claims 1-7. Also, please find enclosed an English translation of page 1-2.

Based upon the submission of amended sheets of claims, Applicants respectfully request examination on the merits of the application containing amended pages of claims 1-2, including claims 1-7, in place of originally filed claims 1-12 as originally filed.

Additionally, prior to the examination of the above-identified application including replacement claims 1-7, amendment of the claims to remove multiple dependent claims is requested.

P28506.A01

Amendments to the Claims begin on page 3 of this Preliminary Amendment.

Remarks begin on page 5 of this Preliminary Amendment.